

SENATE BILL No. 597

DIGEST OF INTRODUCED BILL

Citations Affected: IC 36-1-17.

Synopsis: Common local permit system for contractors. Requires all political subdivisions of a county that require contractors to register with the political subdivision as a condition of doing business in the political subdivision to establish a common registration process. Requires the common registration process to enable a contractor to register with the county of any political subdivision that requires contractors to register and to engage in the contractor's business in any location in the county by paying one fee. Provides that each political subdivision that requires contractors to register may have separate code, work permit, and inspection requirements relating to a contractor's work.

Effective: July 1, 2005.

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January 20, 2005, read first time and referred to Committee on Governmental Affairs and Interstate Cooperation.

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Introduced

First Regular Session 114th General Assembly (2005)

PRINTING CODE. Amendments: Whenever an existing statute (or a section of the Indiana Constitution) is being amended, the text of the existing provision will appear in this style type, additions will appear in **this style type**, and deletions will appear in ~~this style type~~.

Additions: Whenever a new statutory provision is being enacted (or a new constitutional provision adopted), the text of the new provision will appear in **this style type**. Also, the word **NEW** will appear in that style type in the introductory clause of each SECTION that adds a new provision to the Indiana Code or the Indiana Constitution.

Conflict reconciliation: Text in a statute in *this style type* or ~~this style type~~ reconciles conflicts between statutes enacted by the 2004 Regular Session of the General Assembly.

SENATE BILL No. 597

A BILL FOR AN ACT to amend the Indiana Code concerning local government.

Be it enacted by the General Assembly of the State of Indiana:

1 SECTION 1. IC 36-1-17 IS ADDED TO THE INDIANA CODE AS
2 A **NEW** CHAPTER TO READ AS FOLLOWS [EFFECTIVE JULY
3 1, 2005]:

4 **Chapter 17. Licensing of Contractors by Political Subdivisions**

5 **Sec. 1. This chapter applies to the registration of contractors**
6 **after December 31, 2005.**

7 **Sec. 2. As used in this chapter, "contractor" refers to a person**
8 **who does any of the following:**

9 (1) **General construction contracting.**

10 (2) **Electrical work.**

11 (3) **Heating, ventilating, air conditioning, or refrigeration**
12 **work.**

13 (4) **Demolition.**

14 (5) **Landscaping.**

15 (6) **Painting.**

16 (7) **Paving.**

17 (8) **Roofing.**



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(9) Any other work:

(A) done to buildings or structures; or

(B) that makes alterations or improvements to real estate.

Sec. 3. (a) As used in this chapter, "registration" refers to a general regulation of any kind of contractor that requires a contractor to provide proof of liability insurance and worker's compensation insurance as a condition of doing business in a political subdivision.

(b) The term does not include requirements for permits or inspections for work on any specific project.

Sec. 4. (a) This section applies to all the political subdivisions in a county, including county government.

(b) This section does not apply if only one (1) political subdivision in a county requires registration of contractors.

(c) The political subdivisions of a county may not require registration of contractors unless the county executive establishes a common registration process in the county.

(d) If:

(1) the county government does not require registration of contractors; and

(2) the county executive does not establish a common registration process for other political subdivisions of the county;

the other political subdivisions of the county that require registration of contractors may adopt a common registration process in the county through agreements under IC 36-1-7 or by any other process permitted under this title.

Sec. 5. A common registration process established under section 4 of this chapter must provide for the following:

(1) A contractor shall register with the county of any political subdivision that requires registration of contractors within the county.

(2) The registration entitles the contractor to engage in the contractor's business at any location within the county.

(3) A contractor may register by paying one (1) registration fee during the term of the registration.

Sec. 6. A registration fee charged under this chapter may recover the reasonable administrative and other regulatory costs:

(1) related to the registration process of all the political subdivisions that require registration of contractors; and

(2) distributed over all contractors required to register.

Sec. 7. This chapter does not prohibit a political subdivision that

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1 requires registration of contractors from adopting code, work
2 permit, and inspection requirements for contractors that are
3 different from the code, work permit, and inspection requirements
4 of the other political subdivisions of the county that require
5 registration of contractors.

6 Sec. 8. The political subdivisions of more than one (1) county
7 may establish a common registration process for all the political
8 subdivisions that require registration of contractors.

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